



Paul J. Diodati
Director

Commonwealth of Massachusetts
Division of Marine Fisheries
251 Causeway Street, Suite 400
Boston, MA 02114
(617) 626.1520
Fax (617) 626.1509



June 15, 2006

Selectboards of the following towns:

Yarmouth, Dennis, Plymouth, Kingston and Duxbury

Ladies and Gentlemen:

In accordance with Chapter 130, section 74A of the Massachusetts General Laws, the Division of Marine Fisheries has determined that those portions of Cape Cod and the southshore in the Towns of Barnstable and Yarmouth, that were closed due to very heavy rains on June 7, 2006, now meet the National Shellfish Sanitation Program guidelines for an "OPEN" status.

Under authority of Massachusetts General Laws, Chapter 130, Section 74A, 75 and 322 CMR 7.01 (7) the below-defined areas will revert to their former status prior to the rainfall closure of June 7, 2006; effective immediately. Those areas classified as APPROVED and in the "OPEN" status to shellfish harvesting are now open to the harvest of shellfish for direct human consumption subject to local rules and regulations under authority of Massachusetts General Laws Chapter 130, section 52. Similarly, those areas classified as CONDITIONALLY APPROVED are open subject to the classification conditions.

STATUS: OPEN TO THE TAKING OF SHELLFISH

"The waters, flats and all tributaries of Cape Cod including shellfish growing areas SC: 35 and CCB: 26, 27, 41, 42 and 43 in the Towns of Yarmouth, Dennis, Plymouth, Kingston and Duxbury."

Sincerely,

Paul J. Diodati
Director

cc: J. Hanlon, R. Arduini, K. Dolan ELE
D. McKiernan, M. Hickey, DMF
WPC, DEP
FDA
DPH
Shellfish Constables of the above towns